

# UNITED STATES DISTRICT COURT

## Eastern District of New York

UNITED STATES OF AMERICA

- v -

Michael Watts

Presiding Judge: **Joanna Seybert, Senior U.S.D.J.**Case No(s): **17-cr-0372-JS-AYS**Date: **3/8/2024**Start Time: **11:21 AM** Total Time: **1 hr. 10 mins.**

### MINUTE ENTRY FOR A CRIMINAL PROCEEDING

SEALED PROCEEDING: ☐ Yes ☒ No

#### I. APPEARANCES:

Defendant (# 4): **Michael Watts**☒ Present ☐ Not Present ☐ In Custody ☒ On Bond ☐ SurrenderedCounsel: **Joseph Ryan, Jr.**☐ Retained ☐ Federal Defender ☒ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐

Defendant (# \_\_\_\_\_): \_\_\_\_\_

☐ Present ☐ Not Present ☐ In Custody ☐ On Bond ☐ Surrendered

Counsel: \_\_\_\_\_

☐ Retained ☐ Federal Defender ☐ CJA ☐Government: **Whitman Knapp and Kaitlin Farrell**

Interpreter(s): \_\_\_\_\_

Pretrial Services: \_\_\_\_\_

Language: \_\_\_\_\_

Probation Dept.: **Steven Guttman**Court Reporter(s): **Paul Lombardi**

Other Appearances: \_\_\_\_\_

FTR Time(s): \_\_\_\_\_

Courtroom Deputy: **Eric L. Russo**

#### II. PROCEEDINGS HELD:

☒ In-Person☐ Arraignment (pg. 2)☐ Fatico Hearing (pg. 4)☐ Motion Hearing (pg. 4)☐ By Telephone☐ Bond Hearing (pg. 5)☐ Initial Appearance (pg. 2)☐ Plea Hearing (pg. 3)☐ By Video☐ Curcio Hearing (pg. 2)☐ Jury Deliberations (pg. 3)☒ Sentencing/Re-Sentencing (pg. 4)☐ Detention Hearing (pg. 5)☐ Jury Selection (pg. 3)☐ Status/Pre-Trial Conference (pg. 2)☐ Evidentiary Hearing (pg. 4)☐ Jury Trial (pg. 3)☐ Other Proceeding: \_\_\_\_\_

**III. SUMMARY OF THE PROCEEDINGS:**

- ☐ Arraignment held as to the charge(s) outlined in the \_\_\_\_\_.
- ☐ This was an initial appearance before this Court by Defendant \_\_\_\_\_.
- ☐ Defendant \_\_\_\_\_ waived Indictment.
- ☐ Waiver of Indictment executed by Defendant \_\_\_\_\_.
- ☐ Defendant \_\_\_\_\_ waived the public reading of the charging instrument.
- ☐ Defendant \_\_\_\_\_ was advised of, and acknowledged, the charges outlined in the charging instrument.
- ☐ The Government was advised of, and acknowledged, its obligation under Rule 5(f) of the F.R.Cr.P. and the Due Process Protections Act.
- ☐ A written order will be entered fully describing this obligation and the possible consequences of failing to meet it.
- ☐ Defendant \_\_\_\_\_ entered a plea of NOT GUILTY as to all counts of the charging instrument.
- ☐ Defendant \_\_\_\_\_ waived Speedy Trial from \_\_\_\_\_ to \_\_\_\_\_ pursuant to \_\_\_\_\_.
- (For Internal Use Only: Excludable Code = \_\_\_\_\_.)
- ☐ Defendant \_\_\_\_\_ did not waive Speedy Trial.
- ☐ Speedy Trial was ordered waived for Defendant \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ pursuant to \_\_\_\_\_.
- (For Internal Use Only: Excludable Code = \_\_\_\_\_.)
- ☐ The Court deems (or previously deemed) this case COMPLEX.
- ☐ Speedy Trial was ordered waived for Defendant \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ pursuant to 18 U.S.C. § 3161(h)(7)(B)(ii).
- (For Internal Use Only: Excludable Code = XT - Interest of Justice.)
- ☐ See Section VI and/or Section VII (page 7) for additional details and/or rulings.
- ☐ Curcio Hearing held as to Defendant \_\_\_\_\_.
- ☐ Attorney \_\_\_\_\_ (☐ Federal Defender; ☐ CJA) was appointed to represent the defendant for purposes of this hearing.
- ☐ The parties presented their oral arguments to the Court.
- ☐ The defendant was informed of the potential dangers arising from any conflicts of interest with current defense counsel.
- ☐ The defendant acknowledged and waived any potential conflicts of interest and wishes to proceed with current defense counsel.
- ☐ The defendant requested that current counsel be relieved and:
- ☐ that the defendant will retain new counsel.
- ☐ The defendant must retain new counsel by \_\_\_\_\_; or within \_\_\_\_\_ of this hearing.
- ☐ that the Court appoint new counsel.
- ☐ The defendant completed and filed the CJA 23 Financial Affidavit for the Court's review.
- ☐ The Court's decision: ☐ was entered on the record; ☐ will be entered under a separate order; ☐ was RESERVED.
- ☐ See Section VI and/or Section VII (page 7) for additional details and/or rulings.
- ☐ Status Conference/Pre-Trial Conference held as to \_\_\_\_\_.
- ☐ This was an initial appearance before this Court by Defendant \_\_\_\_\_.
- ☐ The parties advised the Court of the status of the case.
- ☐ Defendant \_\_\_\_\_ waived Speedy Trial from \_\_\_\_\_ to \_\_\_\_\_ pursuant to \_\_\_\_\_.
- (For Internal Use Only: Excludable Code = \_\_\_\_\_.)
- ☐ Defendant \_\_\_\_\_ did not waive Speedy Trial.
- ☐ Speedy Trial was ordered waived for Defendant \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ pursuant to \_\_\_\_\_.
- (For Internal Use Only: Excludable Code = \_\_\_\_\_.)
- ☐ The Court deems (or previously deemed) this case COMPLEX.
- ☐ Speedy Trial was ordered waived for Defendant \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ pursuant to 18 U.S.C. § 3161(h)(7)(B)(ii).
- (For Internal Use Only: Excludable Code = XT - Interest of Justice.)
- ☐ The Court deems (or previously deemed) this case TRIAL READY.
- ☐ The Court set the following pre-trial submission schedule:
- |                                                                                               |                |
|-----------------------------------------------------------------------------------------------|----------------|
| <input type="checkbox"/> All <u>3500 material</u> and <u>404(b) evidence</u> :                | due by: _____. |
| <input type="checkbox"/> <u>Motion(s)</u> in Limine and all supporting papers:                | due by: _____. |
| <input type="checkbox"/> <u>Opposition(s)</u> to Motions in Limine and all supporting papers: | due by: _____. |
| <input type="checkbox"/> <u>Reply(ies)</u> to Motions in Limine and all supporting papers:    | due by: _____. |
| <input type="checkbox"/> Proposed <u>Voir Dire questions</u> and <u>case summary</u> :        | due by: _____. |
| <input type="checkbox"/> Proposed <u>exhibit and witness list</u> :                           | due by: _____. |
| <input type="checkbox"/> Proposed <u>Jury Charge</u> and <u>Verdict Sheet</u> :               | due by: _____. |
- ☐ The Court WILL NOT grant any extensions of the deadlines set forth above.
- ☐ The parties are directed to submit courtesy copies of their submissions to Chambers in accordance with the Court's Individual Rules.
- ☐ The parties were directed to file a proposed pre-trial submission schedule on or before \_\_\_\_\_.
- ☐ The Court will enter a separate order outlining the pre-trial submission schedule.
- ☐ See Section VI and/or Section VII (page 7) for additional details and/or rulings.

- ☐ Plea Hearing held as to count(s) \_\_\_\_\_ of the \_\_\_\_\_-count \_\_\_\_\_.
- ☐ The defendant was advised of, and acknowledged, the constitutional rights that will be waived when entering a plea of guilty.
  - ☐ The defendant withdrew previously entered not guilty plea and entered a plea of GUILTY to the above referenced count(s).
  - ☐ Court found that there is a factual basis for the guilty plea and ACCEPTED the defendant's plea of guilty.
  - ☐ An Order of Forfeiture was executed.
  - ☐ The parties consented to hold the preparation of the Presentence Investigation Report in ABEYANCE.
  - ☐ The Conviction Notification Form was executed and sent to the U.S. Probation Department.
  - ☐ The parties waived the preparation of the Presentence Investigation Report.
  - ☐ See Section VI and/or Section VII (*page 7*) for additional details and/or rulings.
- ☐ Jury Selection (*Voir Dire*) held.
- ☐ The prospective jurors were sworn and given preliminary instructions by the Court.
  - ☐ The prospective jurors were asked questions touching upon their qualifications to serve as jurors.
  - ☐ \_\_\_\_\_ moved for a Batson Challenge as to Juror \_\_\_\_\_.
  - ☐ The parties presented their oral arguments to the Court.
  - ☐ The Court made the following ruling: ☐ Motion GRANTED, the juror was excused; ☐ Motion DENIED, the juror remained on the panel.
  - ☐ A jury of \_\_\_\_\_, with \_\_\_\_\_ alternates, were selected and are satisfactory to all parties.
  - ☐ The Court ordered the jury to be: ☐ anonymous; ☐ sequestered; ☐ semi-sequestered.
  - ☐ The selected jurors were sworn as trial jurors.
  - ☐ See Section VI and/or Section VII (*page 7*) for additional details and/or rulings.
- ☐ Jury Trial held.
- ☐ A jury of \_\_\_\_\_, with \_\_\_\_\_ alternates, were previously selected by \_\_\_\_\_ and are satisfactory to all parties.
  - ☐ The selected jurors were sworn as trial jurors.
  - ☐ The jurors were given preliminary instructions by the Court.
  - ☐ Opening statements were heard from the: ☐ Government; ☐ Defense Counsel.
  - ☐ Witness(es) were called for the: ☐ Government; ☐ defendant(s).
  - ☐ Exhibit(s) were entered into evidence.
  - ☐ The Government rested its case.
  - ☐ The defense rested its case.
  - ☐ A Charge Conference was held with the Court and counsel.
  - ☐ Summations were heard from the: ☐ Government; ☐ Defense Counsel; ☐ Government (*Rebuttal*).
  - ☐ The Court charged the jury.
  - ☐ See Section VI and/or Section VII (*page 7*) for additional details and/or rulings.
- ☐ Jury Deliberations held.
- ☐ The U.S. Marshal/Court Security Officer was sworn to monitor the jurors during deliberations.
  - ☐ Jury Notes were received and marked as Court Exhibits.
  - ☐ The Court instructed the jury to continue their deliberations pursuant to *Allen v. United States (Allen Charge)*.
  - ☐ The jury rendered the following verdict:
    - ☐ \_\_\_\_\_ on Count(s): \_\_\_\_\_ as to Defendant \_\_\_\_\_.
    - ☐ \_\_\_\_\_ on Count(s): \_\_\_\_\_ as to Defendant \_\_\_\_\_.
    - ☐ \_\_\_\_\_ on Count(s): \_\_\_\_\_ as to Defendant \_\_\_\_\_.
    - ☐ \_\_\_\_\_ on Count(s): \_\_\_\_\_ as to Defendant \_\_\_\_\_.
  - ☐ The jurors were polled as to their verdict.
  - ☐ The Verdict Sheet was received and marked as a Court Exhibit.
  - ☐ The Court charged the jury on the forfeiture allegation count(s) and instructed them to continue their deliberations.
    - ☐ Jury Notes were received and marked as Court Exhibits.
    - ☐ The jury rendered their verdict regarding the forfeiture allegation count(s).
    - ☐ The jurors were polled as to their verdict.
    - ☐ The Special Verdict Sheet was received and marked as a Court Exhibit.
  - ☐ The jurors, including alternates, were excused with the thanks of the Court.
  - ☐ The Conviction Notification Form was executed and sent to the U.S. Probation Department.
  - ☐ See Section VI and/or Section VII (*page 7*) for additional details and/or rulings.

- ☐ Evidentiary Hearing/Motion Hearing/Fatico Hearing held.
- ☐ Hearing held regarding \_\_\_\_\_.
- ☐ The parties presented their oral arguments to the Court.
- ☐ Witness(es) were called for the: ☐ Government; ☐ defendant(s).
- ☐ Exhibits were entered into evidence.
- ☐ The following briefing schedule was set:
- ☐ \_\_\_\_\_ shall serve the motion and all supporting papers: due by: \_\_\_\_\_.
- ☐ \_\_\_\_\_ shall serve the opposition to the motion and all supporting papers: due by: \_\_\_\_\_.
- ☐ \_\_\_\_\_ shall serve the cross-motion and all supporting papers: due by: \_\_\_\_\_.
- ☐ \_\_\_\_\_ shall serve the reply and all supporting papers: due by: \_\_\_\_\_.
- ☐ \_\_\_\_\_ shall serve the opposition to the cross motion and all supporting papers: due by: \_\_\_\_\_.
- ☐ \_\_\_\_\_ shall serve the reply to the cross motion and all supporting papers: due by: \_\_\_\_\_.
- ☐ The Court WILL NOT grant any extensions of the deadlines set forth above.
- ☐ The parties are directed to submit courtesy copies of their motion papers to Chambers in accordance with the Court's Individual Rules.
- ☐ The parties were directed to file a proposed briefing schedule on or before \_\_\_\_\_.
- ☐ The Court will enter a separate order outlining the briefing schedule.
- ☐ The Court made the following ruling(s): ☐ Motion GRANTED; ☐ Motion DENIED; ☐ Motion GRANTED, in part.
- ☐ The Court's decision: ☐ was entered on the record; ☐ will be entered under a separate order; ☐ was RESERVED.
- ☐ See Section VI and/or Section VII (*page 7*) for additional details and/or rulings.
- ☒ Sentencing/Re-Sentencing held as to count(s) 1rs - 7rs of the seven-count Superseding Trial Indictment filed on 10/22-2019.
- ☒ The parties advised the Court that there are no objections to the Presentence Investigation Report.
- ☐ Objections to the Presentence Investigation Report were outlined on the record by: ☐ the Government; ☐ Defense Counsel.
- ☒ The Court adopted the Presentence Investigation Report without change.
- ☐ Changes to the Presentence Investigation Report were outlined on the record by the Court.
- ☒ Oral presentations to the Court were made by: ☒ Defense Counsel; ☒ the defendant; ☒ the Government; ☐ the victim(s); ☐ \_\_\_\_\_.
- ☒ The defendant was sentenced to IMPRISONMENT for a total term of **SIXTY (60) MONTHS**.
- ☒ Upon release, the defendant shall be on SUPERVISED RELEASE for a total term of **THREE (3) YEARS**.
- ☒ The defendant shall comply with the mandatory and standard conditions of supervision.
- ☐ One or more of the mandatory/standard conditions of supervision were not ordered or were amended by the Court.
- ☐ The defendant shall comply with the special conditions of supervision ordered by the Court.
- ☐ The Court did not impose a term of Supervised Release.
- ☐ The defendant was sentenced to PROBATION for a total term of \_\_\_\_\_.
- ☐ The defendant shall comply with the mandatory and standard conditions of supervision.
- ☐ One or more of the mandatory/standard conditions of supervision were not ordered or were amended by the Court.
- ☐ The defendant shall comply with the special conditions of supervision ordered by the Court.
- ☒ The defendant must pay the following criminal monetary penalties:
- ☒ RESTITUTION in the amount of: **\$ 4,430,354.03**; (☐ An Order of Restitution was executed.)
- ☐ A FINE in the amount of: \$ \_\_\_\_\_.
- ☒ A SPECIAL ASSESSMENT fine in the amount of: **\$ 700.00**.
- ☐ An AVAA ASSESSMENT fine in the amount of: \$ \_\_\_\_\_.
- ☐ A JVTA ASSESSMENT fine in the amount of: \$ \_\_\_\_\_.
- ☒ The interest requirement on any of the criminal monetary penalties:
- ☒ was ordered on the amounts of more than \$2,500.00.
- ☐ was modified by the Court.
- ☐ was waived/not ordered/not applicable.
- ☐ Restitution: ☐ was not ordered or not applicable; ☐ was paid in full prior to sentencing.
- ☒ A fine and/or other assessment: ☒ was not ordered or not applicable; ☐ was paid in full prior to sentencing.
- ☐ The determination of Restitution and/or a fine was deferred pending further proceedings or by further motion to the Court.
- ☐ All other conditions shall remain in effect as previously ordered and outlined in the judgment dated \_\_\_\_\_.
- ☒ The Order of Forfeiture dated **11/18/2021** was adopted as the Final Order of Forfeiture and will be included as part of the judgment.
- ☐ A Final Order of Forfeiture was executed and will be included as part of the judgment.
- ☒ The defendant's right to appeal the Court's sentence:
- ☐ was waived (*pursuant to the Plea/Cooperation Agreement, or as stated on the record*).
- ☒ was preserved. The defendant has the right to file an appeal within **fourteen (14) days** of the date that the judgment is **entered, not filed**.
- ☐ All open counts in the charging instrument(s) were dismissed on the motion of the United States.
- ☒ See Section VI and/or Section VII (*page 7*) for additional details and/or rulings.

**IV. RULINGS MADE REGARDING DEFENDANT RELEASE STATUS:**

- ☐ Bond Hearing/Detention Hearing held.
- ☐ Defendant \_\_\_\_\_ did not present a bond application to the Court.
- ☐ An Order of Detention was executed as to Defendant \_\_\_\_\_.
- ☐ An Order Scheduling a Detention Hearing was executed as to Defendant \_\_\_\_\_.
- ☐ The bond application/modification was GRANTED as to Defendant \_\_\_\_\_.
- ☐ An Order Setting Conditions of Release and Bond was executed as to Defendant \_\_\_\_\_.
- ☐ The conditions of release were modified as to Defendant \_\_\_\_\_, as stated on the record.
- ☐ An amended Order Setting Conditions of Release and Bond was executed as to Defendant \_\_\_\_\_.
- ☐ The bond application/modification was DENIED as to Defendant \_\_\_\_\_.
- ☐ An Order of Detention was executed as to Defendant \_\_\_\_\_.
- ☐ The Government moved for immediate detention of Defendant \_\_\_\_\_.
- ☐ The motion was: ☐ GRANTED; ☐ DENIED; ☐ GRANTED, in part.
- ☐ An Arrest Warrant was executed as to Defendant \_\_\_\_\_.
- ☐ An Order of Detention was executed as to Defendant \_\_\_\_\_.
- ☐ The conditions of release were modified as to Defendant \_\_\_\_\_, as stated on the record.
- ☐ An amended Order Setting Conditions of Release and Bond was executed as to Defendant \_\_\_\_\_.
- ☐ The decision regarding the bond or detention application was RESERVED.
- ☐ An Order Scheduling a Detention Hearing was executed as to Defendant \_\_\_\_\_.
- ☐ A temporary Order Setting Conditions of Release and Bond was executed as to Defendant \_\_\_\_\_.
- ☐ See Section VI and/or Section VII (page 7) for additional details and/or rulings.

**For a defendant currently IN-CUSTODY:**

- ☐ Defendant \_\_\_\_\_ remain(s) in custody.
- ☐ The following orders were executed and shall be forwarded to the U.S. Marshals Service and/or the Federal Bureau of Prisons:
- ☐ A Medical Evaluation Order as to Defendant \_\_\_\_\_.
- ☐ A Competency Order as to Defendant \_\_\_\_\_.
- ☐ A Force Order as to Defendant \_\_\_\_\_.
- ☐ The defendant, being sentenced to TIME SERVED (*time in-custody prior to sentencing/re-sentencing*), shall be RELEASED, FORTHWITH.
- ☐ A Time Served Order was executed and submitted to the U.S. Marshals Service.
- ☐ The defendant will be under supervision of the U.S. Probation Department until the completion of the ordered term of Supervised Release.
- ☐ The defendant will not serve a term of Supervised Release.

**For a defendant currently AT LIBERTY:**

- ☐ Defendant \_\_\_\_\_ remain(s) on bond.
- ☐ The defendant, being sentenced to a TERM OF IMPRISONMENT, shall be IMMEDIATELY REMANDED to the custody of the U.S. Marshals Service and/or the Federal Bureau of Prisons.
- ☒ The defendant, being sentenced to a TERM OF IMPRISONMENT, shall surrender for the service of the sentence before **2:00 PM on 7/22/2024** at the institution designated by the Federal Bureau of Prisons. The defendant will REMAIN AT LIBERTY and under supervision of the Pretrial Services Department until the ordered surrender date.
- ☒ The U.S. Marshals Voluntary Surrender form was executed.
- ☐ Any motion to extend the surrender date must be made at least a **thirty (30) days** prior to the ordered surrender date.
- ☒ The defendant was advised that there will be no extensions of the surrender date.
- ☐ The defendant, being sentenced to a TERM OF PROBATION, will REMAIN AT LIBERTY and under supervision of the U.S. Probation Department until the completion of the ordered term of Probation.
- ☐ The defendant, being sentenced to TIME SERVED (*time in-custody prior to being released*), shall REMAIN AT LIBERTY and under supervision of the U.S. Probation Department until the completion of the ordered term of Supervised Release.
- ☐ The defendant, being sentenced to TIME SERVED (*time in-custody prior to being released as well as time under supervision*), shall be released from all conditions of supervision, forthwith.

**V. FURTHER PROCEEDINGS SET:**

☒ No further proceedings have been set at this time.

☐ Bond Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Curcio Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Detention Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Evidentiary Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Fatico Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Jury Selection: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Jury Trial: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Motion Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Plea Hearing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Pre-Trial Conference: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ Sentencing/Re-Sentencing: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ **Sentencing Memoranda Deadlines:**

☐ The Government's sentencing memorandum is due by: \_\_\_\_\_.

☐ The defendant's sentencing memorandum is due by: \_\_\_\_\_.

☐ The parties are directed to submit courtesy copies of their sentencing memorandums to Chambers in accordance with the Court's Individual Rules. If a party chooses to proceed without filing a sentencing memorandum, a letter to the Court advising as such must be filed on said due date, in lieu of the memorandum. **PARTIES ARE ON NOTICE** that once their sentencing memorandums are filed, further sentencing submissions will not be accepted without prior, written, Court approval.

☐ All sentencing memorandums have been filed. Further sentencing submissions will not be accepted without prior, written, Court approval.

☐ The Government waived the filing of a sentencing memorandum and reserved the right to make an oral presentation at sentencing.

☐ Defense counsel waived the filing of a sentencing memorandum and reserved the right to make an oral presentation at sentencing.

☐ Status Conference: For Defendant \_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_ before \_\_\_\_\_; \_\_\_\_\_.

☐ The Court ordered the proceeding(s) above to be held via the Court's teleconferencing system. Parties are directed to dial the following telephone number at the designated time: **877-336-1839, access code 7231185**.

☐ The Court ordered the proceeding(s) above to be held by video, via **ZoomGov**. The parties on the case will be sent a separate notice by the Courtroom Deputy with instructions on how to log into the video meeting as the scheduled date approaches.

☐ *Further instructions regarding the proceeding(s) set:*

**VI. OTHER RULINGS MADE DURING THE PROCEEDINGS:**

☐ The record of this proceeding was deemed **SEALED**. Transcripts of this proceeding can be made available to the Court, the defendant(s), defense counsel, and the Government **ONLY**. Any other non-party must file a written request to the Court for permission to receive a copy of the transcripts.

☒ *The Court made the following rulings:*

- The Court recommends to the Bureau of Prisons that the defendant be housed in FMC Fort Worth for the service of his sentence.

**VII. ADDITIONAL RULINGS:**

☐ The Court makes the following additional rulings (*not addressed during the proceedings*):